EXPLANATORY NOTE

(This note is not part of the Order, but is intended to indicate its general purport.)

This Order applies to women members of the Royal Ulster Constabulary and authorises increased rates of pay for the several ranks of the Force.

1963. No. 139 [C]

MARKETING OF RYEGRASS SEED

REGULATIONS, DATED 22ND JULY, 1963, MADE BY THE MINISTER OF AGRICULTURE UNDER SECTIONS 7 AND 13 OF THE HERBAGE SEEDS ACT (NORTHERN IRELAND) 1955(a).

The Minister of Agriculture (in these Regulations called "the Minister") in exercise of the powers conferred on him by Sections seven and thirteen of the Herbage Seeds Act (Northern Ireland) 1955, and of all other powers enabling him in that behalf, after consultation with such organisations as appear to him to represent the interests of growers and of persons engaged in the herbage seeds trade and with the approval of the Ministry of Finance hereby makes the following Regulations:—

Commencement and Termination

1. These Regulations shall come into operation on the first day of August, 1963, and shall, unless previously revoked, cease to have effect after the thirty-first day of July, 1964, but without prejudice to any proceedings in respect of any contravention thereof.

Interpretation

2. In these Regulations:—

"The Act" means the Herbage Seeds Act (Northern Ireland) 1955.

"Seed" means ryegrass seed.

Terms of Purchase

3. The Minister hereby prescribes that:—

(*a*) the grades and descriptions of seed to be bought by or on behalf of the Ministry and the methods of ascertaining the grade of any seed;

(*b*) the methods by which any disputes arising out of the grading of seed are to be determined;

(*c*) the prices at which, the terms on which and the persons through whose agency, seed or any grade or description thereof may be bought by or on behalf of the Ministry;

shall be as set out in that behalf in the First Schedule.

(a) 1955. c. 4.

Recovery of Monies

4. If the Ministry, after having made a payment under these Regulations, finds that such payment ought not to have been made or that the payment was in excess of the amount properly payable, it may recover from the person to whom such payment has been made the whole of the sum already paid or so much thereof as was in excess of the amount properly payable, or may withhold or cause to be withheld any subsequent payment which might otherwise be made to that person under these or subsequent Regulations or under any Scheme under which grant may be paid by the Ministry. The Ministry may also recover from any person by way of set off out of a payment which might otherwise be made to him under these Regulations any monies due to the Ministry by that person.

Citation

5. These Regulations may be cited as the Marketing of Ryegrass Seed Regulations (No. 2) (Northern Ireland) 1963.

Given under my hand this 22nd day of July, 1963.

H. W. West,
Minister of Agriculture for
Northern Ireland.

The Ministry of Finance hereby approves of the foregoing Regulations.

Sealed with the Official Seal of the Ministry of Finance for Northern Ireland this 22nd day of July, 1963, in the presence of

(L.S.) *W. W. Arthur,*
Assistant Secretary.

FIRST SCHEDULE

Terms of Purchase

1. Save as provided in Section 4(3) of the Act the Ministry shall purchase all seed presented to it in accordance with paragraph 4 of this Schedule provided that it shall not be required to purchase any seed offered later than the 31st December, 1963, but the Minister may in his discretion fix a later date.

2. The grower shall notify the Ryegrass Seed Branch of the Ministry at 2-4 Queen Street, Belfast, 1, by post on a card in the form prescribed in the Second Schedule when he has seed for sale.

3. On receipt of a notification that a grower has seed for sale the Ministry shall arrange for one of its authorised officers to visit the grower.

4. Seed shall be presented in open bags by the grower on his farm to the Ministry's authorised officer who shall examine it and if satisfied that it is of suitable quality and that it is not damp or showing evidence of having been heated, shall sample and seal the seed (in the manner prescribed in the following paragraphs), but if he be not so satisfied he shall refuse to sample and seal it.

5. The Ministry's authorised officer shall draw a sample from the bulk and this sample shall be divided into two portions, one of which duly sealed which shall be known as the "Grower's Sample", shall be handed to the grower or his representative and shall be regarded as a receipt for the seed; the other portion

which shall also be sealed and which shall be known as the "Ministry's Sample" shall be sent to the Ministry's offices at 2-4 Queen Street, Belfast, 1, for the purpose of grading.

6. The Ministry's authorised officer after sampling the seed shall seal and label the bags in which the seed has been presented and shall place identification marks on the labels.

7. The sample packets containing the two portions of the sample shall each show the name and address of the grower, the number of bags sampled, the kind of seed and the identification number allotted by the Ministry's authorised officer.

8. The Ministry shall as soon as may be after the seed has been sampled and sealed notify the agent named by the grower that the seed is ready for marketing.

9. A grower whose seed has been sampled and sealed shall not be at liberty to withdraw it.

10. The grower after his seed has been sampled and sealed shall arrange to deliver it to the agent or sub-agent already nominated by him free of freight charges between the hours of 9 a.m. and 3 p.m. at his local grass-seed market (or such other centre as may in exceptional circumstances be approved by the Ministry) and the seed shall be weighed in the presence of the agent or sub-agent over a public weigh-bridge or, if a public weigh-bridge is not available, over a weigh-bridge approved for the purpose by the Ministry. Alternatively the seed may be delivered at the warehouse of a duly appointed agent provided that no greater transport costs are incurred by the Ministry than would have been incurred if the seed had been delivered by the grower at his local market.

11. After being weighed the seed shall become the propery of the Ministry, and the agent shall take delivery thereof on behalf of the Ministry and shall be responsible for ensuring that the number of bags and the weight of seed delivered are correct.

12. Seed delivered direct to an agent's warehouse shall be weighed over the agent's approved weigh-bridge. Seed may be accepted at such warehouses on such days and between such hours as may be determined by the Ministry.

13. The weight of the seed as disclosed by the market or approved weigh-bridge shall be final and conclusive; but there shall be a uniform deduction for tare on bags of 2 lb. per bag which shall be shown on the purchase docket.

14. The agent shall notify the Ministry and the grower of the weight of seed marketed.

Standard Grades and Descriptions of Ryegrass Seed

15. The standard grades and descriptions of seed shall be as follows:—

Description of Seed	*Grade A Plus*		*Grade A*		*Grade B*	
	Minimum Purity (P) and Germination (G) Percentages	*Awned Seed Content Percentage*	*Minimum Purity (P) and Germination (G) Percentages*	*Awned Seed Content Percentage*	*Minimum Purity (P) and Germination (G) Percentages*	*Awned Seed Content Percentage*
Perennial	P.95 G.85	Nil	P.90 G.85	Nil	P.85 G.85	Nil
Italian	P.95 G.85	Minimum 70	P.90 G.85	Minimum 70	P.85 G.85	Minimum 70

In these standards the expression "Purity Percentage" means the quantity of seed (either Perennial or Italian or a mixture of Perennial and Italian) expressed as a percentage by weight of the whole sample. "Awned Seed Content Percentage" means the quantity of seeds bearing awns expressed as a percentage by weight of the total seeds present in the sample. "Germination Percentage" means the percentage by number of seeds which germinate during a test. To qualify for a particular grade, seed must comply fully with ALL the requirements in regard to Purity, Germination and Awned Seed Content (where specified) laid down for that grade.

Unclassified Seed: The description "Unclassified" will be applied to seed marketed as either Italian or Perennial which fails to satisfy the requirements in regard to awned seed content.

All seed having a purity of less than 85 per cent. or a germination of less than 85 per cent. will be graded "Sub-Standard".

16. The grade of any seed in respect of which a notification as prescribed in the Second Schedule is received on or before the 31st December, 1963, shall be determined by a panel of graders and for this purpose the panel may, if it so decides, arrange to have seed tested for purity and germination at the official Seed Testing Station for Northern Ireland. If in accordance with paragraph 1 of this Schedule the Minister fixes a later date for the acceptance of seed the grade of any such seed so accepted shall be determined in accordance with the results of tests for purity and germinaion made by the official Seed Testing Station for Northern Ireland.

The panel of graders shall consist of three members of whom one member shall be nominated by the Ulster Farmers' Union, one member by the Irish Wholesale Ryegrass Machiners' Association and one member by the Ministry.

As soon as may be after the grading, the Ministry shall send by post to the grower a Payable Order for the amount due to him for the seed, together with the particulars giving the quantity supplied and the grade so ascertained.

Appeals

17. Where any grower is dissatisfied with the grade in which his seed has been placed by the panel of graders, he may, subject to the provisions of this Schedule, appeal to the Ministry.

18. Notice of appeal shall be given in writing to the Ryegrass Seed Branch of the Ministry within 21 days from the date of the Ministry's Payable Order pertaining to the seed in question.

19. Each notice of appeal shall be accompanied by an appeal fee of £1 (20s.) together with the sealed "Grower's Sample" given to him or his representative when his seed was presented.

20. On receipt of an appeal, the Ministry shall submit the "Ministry's Sample" to the official Seed Testing Station for Northern Ireland for testing as to purity, and if as the result of such test the appellant grower's seed shall be found to be of a purity appropriate to a higher grade than that originally applied to it, the Ministry shall, as soon as may be, return the appeal fee to the grower together with the additional sum for purchase price to which he may be entitled as a result of the said test.

21. If the said test does not show that the seed is of a purity appropriate to a superior grade than that originally applied to it, then a test shall also be made of the "Grower's Sample" at the said Seed Testing Station, and the appeal shall be determined on the average of the results obtained from the testing of both said samples, and this determination shall be binding on the Ministry and the grower and proper adjustment (if any) to price and appeal fee shall be made as provided in paragraph 20.

22. Notwithstanding the provisions of paragraphs 20 and 21 the Ministry shall have the right to require germination to be taken into account in determining appeals.

23. Seed delivered as Italian may, if necessary, be submitted to a fluorescence test and if it be found that not more than 10 per cent. of the seedlings tested react negatively to that test it shall be classified as Italian.

24. If the appeal be not successful the appeal fee shall be retained by the Ministry.

Prices

25. The prices to be paid to growers for seed (delivered to the nearest market) shall be as follows:—

Kind of Seed	*Grade*			
	A Plus	*A*	*B*	*Sub-Standard*
	per cwt.	per cwt.	per cwt.	per cwt.
Perennial	50/-	44/6	33/6	10/-
Italian	60/-	49/-	36/9	10/-

Seed to which the description "Unclassified" has been applied will be purchased at the following prices:—

Grade A. Minimum Purity 90%—Minimum Germination 85%—40/- per cwt.

Grade B. Minimum Purity 85%—Minimum Germination 85%—33/6 per cwt.

Sub-Standard—Purity less than 85% or Germination less than 85%—10/- per cwt.

26. Registered growers who harvest in 1963 crops grown under the Elite Perennial Ryegrass Seed Scheme, 1962, will be eligible for an additional payment at the rate of 5/- per cwt. provided that the conditions of the Scheme are complied with.

27. The prices quoted above for Perennial and Italian seed (Grades A Plus, A and B) are basic prices, and if a sufficient profit is realised on the year's trading an additional payment may be made to the growers of seed of any or all of these descriptions and grades. The rate of such additional payment for each description will be prescribed by subsequent Regulations.

Agents

28. The Ministry may appoint to act as its agents in purchasing seed from the growers thereof during such period as the Ministry may think fit the persons or firms in the following categories:—

(*a*) those persons or firms who on the 31st day of July, 1949, were carrying on in Northern Ireland the business of machine cleaning ryegrass seed, and

(*b*) any other persons or firms who may make application to the Ministry for appointment as agents provided that no such appointment shall be made by the Ministry without prior consultation with the accredited representatives of the growers and of the persons or firms already engaged in the business of machine cleaning ryegrass seed.

SECOND SCHEDULE

Form of Notification by Grower to the Ministry that his seed is ready for presentation

MARKETING OF RYEGRASS SEED—1963 Crop

SECTION A (To be completed by the grower)

My ryegrass seed as detailed below is ready for sampling:—

Perennial ..... bags Italian ..... bags

The perennial seed is Elite/Non-Elite

Name in full .....

Use Block Capitals

Postal Address .....

.....

County .....

SECTION B

(1) Name of machiner to whom seed is to be sent .....

(2) Name of sub-agent .....

SECTION C (To be completed by the Sampling Officer)

Lot Number(s) ..... Date Sampled .....

EXPLANATORY NOTE

(This note is not part of the Order but is intended to indicate its general purport.)

This Order prescribes the terms and conditions under which and the prices at which commercial ryegrass seed of the 1963 crop shall be purchased by the Ministry from the growers.